

**From:** Chris Sexton  
**To:** Microsoft ATR  
**Date:** 1/23/02 9:53am  
**Subject:** Microsoft Settlement

The proposed final judgement for the MS Antitrust case is lacking in several areas but I would like to point out one of the definitions defined in the PFJ is quite weak.

"Microsoft Middleware" was defined to mean application software that presents a set of APIs which allow users to write new applications without reference to the underlying operating system.

This allows Microsoft to exclude software from being covered by changing product version numbers or changing distribution methods for their software and operating systems. Seems like this is the opposite of what it intended - based on this loose definition, there isnt much of a reason to restrict the deemed "Microsoft middleware". It kind of defeats the purpose, doesnt it?

I seriously believe that the proposed final judgement should be revised in many areas or Microsoft will continue their practices as they do today.

Chris Sexton, Student  
NC State University